

# SURVIVOR BENEFIT PLAN (SBP) ELECTION STATEMENT FOR FORMER SPOUSE COVERAGE

(Please read Privacy Act Statement and Instructions on back BEFORE completing form.)

## SECTION I - ELECTION OF COVERAGE - RETIRED MEMBERS ONLY

RETIRED MEMBERS changing from spouse or spouse and child(ren) coverage to former spouse or former spouse and child(ren) coverage.

RETIRING MEMBERS must complete required section of DD Form 2656 to elect coverage for former spouse or former spouse and child(ren).

### 1. DUE TO DIVORCE, CHANGE MY SBP COVERAGE TO (X one)

☐ FORMER SPOUSE ☐ FORMER SPOUSE AND CHILD(REN)\*

### 2. I ELECT SUPPLEMENTAL SBP COVERAGE: (X one)

☐ NONE ☐ 5% ☐ 10% ☐ 15% ☐ 20%

\*NOTE: If an election included child(ren), list in Item 11 ONLY the child(ren) resulting from the marriage of the member and the former spouse. Include the date of birth and SSN for each child.

## SECTION II - RETIRED AND RETIRING MEMBERS

### 3. ARE YOU CURRENTLY MARRIED? (X one. If "YES," complete a. - d.)

☐ YES ☐ NO

a. NAME OF CURRENT SPOUSE (Last, First, Middle Initial)

b. SSN OF CURRENT SPOUSE

c. DATE OF CURRENT MARRIAGE  
(YYYYMMDD)

d. ADDRESS OF CURRENT SPOUSE: (1) Street (Include apartment number)

(2) City

(3) State

(4) ZIP Code

### 4. IS THIS ELECTION BEING MADE PURSUANT TO THE REQUIREMENTS OF A COURT ORDER? (X one)

☐ YES ☐ NO

### 5. IS THIS ELECTION BEING MADE PURSUANT TO A WRITTEN AGREEMENT PREVIOUSLY ENTERED INTO VOLUNTARILY AS PART OF OR INCIDENT TO A PROCEEDING OF DIVORCE, DISSOLUTION OR ANNULMENT? (X one)

### 6. IF "YES" TO ITEM 5, WAS SUCH A VOLUNTARY WRITTEN AGREEMENT INCORPORATED IN, RATIFIED, OR APPROVED BY A COURT ORDER? (X one)

7. DATE OF BIRTH OF FORMER SPOUSE (YYYYMMDD)

8. DATE MARRIED TO FORMER SPOUSE (YYYYMMDD)

9. DATE DIVORCED FROM FORMER SPOUSE (YYYYMMDD)

10. HAS FORMER SPOUSE REMARRIED? (If "YES", give date - YYYYMMDD)

☐ NO ☐ YES

### 11. DEPENDENT CHILDREN (To be completed only by retired members electing former spouse and child(ren) coverage. Continue in Item 12, "Remarks," if necessary.)

a. NAME (Last, First, Middle Initial)	b. DATE OF BIRTH (YYYYMMDD)	c. SSN	d. RELATIONSHIP (Son, daughter, etc.)	e. DISABLED? (Yes/No)

### 12. REMARKS

## SECTION III - CERTIFICATIONS - RETIRED AND RETIRING MEMBERS AND FORMER SPOUSES

### 13. MEMBER

a. NAME (Last, First, Middle Initial) b. SSN

c. SIGNATURE

d. ADDRESS

(1) Street (Include apartment number)

(2) City

(3) State

(4) ZIP Code

### 14. FORMER SPOUSE TO BE COVERED

a. NAME (Last, First, Middle Initial) b. SSN

c. SIGNATURE

d. ADDRESS

(1) Street (Include apartment number)

(2) City

(3) State

(4) ZIP Code

### 15. MEMBER'S WITNESS

a. NAME (Last, First, Middle Initial)

b. SIGNATURE

c. DATE SIGNED

d. ADDRESS

(1) Street (Include apartment number)

(2) City

(3) State

(4) ZIP Code

### 16. FORMER SPOUSE'S WITNESS

a. NAME (Last, First, Middle Initial)

b. SIGNATURE

c. DATE SIGNED

d. ADDRESS

(1) Street (Include apartment number)

(2) City

(3) State

(4) ZIP Code

## PRIVACY ACT STATEMENT

**AUTHORITY:** Public Law (PL) 92-425, September 21, 1972; PL 97-252, September 8, 1982; PL 98-94, September 24, 1983; PL 98-525, October 19, 1984; PL 99-145, November 14, 1986; and EO 9397.

**PRINCIPAL PURPOSE(S):** To establish a Survivor Benefit Plan election for a servicemember's former spouse.

**ROUTINE USE(S):** Information may be provided to the Internal Revenue Service to resolve matters relating to an individual's claim for tax withholding; and, to the Department of Justice or to state and local governments when a question of law, court order or other conflicting interest is raised concerning an individual's declaration.

**DISCLOSURE:** Voluntary; however, failure to furnish requested information may result in delay in initiating Survivor Benefit Plan.

## INSTRUCTIONS

### GENERAL.

Type or print all information in ink.

**RETIRED MEMBERS:** Complete Sections I, II, and III. If electing former spouse and child(ren) coverage, provide information pertaining to eligible child(ren) in Item 11, "Dependent Children."

**RETIRING MEMBERS:** Complete Sections II and III, but make the election on DD Form 2656, "Data for Payment of Retired Personnel."

**ALL MEMBERS AND FORMER SPOUSES** must complete Section III.

When the form has been completed (ensure it is signed by both member and former spouse, and is properly witnessed), submit it to:

DFAS - US Military Retirement Pay  
PO Box 7130  
London, KY 40742-7130

Attach a certified copy of the divorce decree, amendment, or other documentation as described in Items 4, 5, and 6. If not received by DFAS within the first year following the date of divorce, the election will be invalid.

### SECTION I.

**ITEM 1.** Retired member places an X in the appropriate block to indicate whether election is for former spouse, or former spouse with child(ren) coverage.

**ITEM 2.** Members who elect SBP based on full retired pay may reduce or eliminate a reduction to the annuity when the annuitant reaches age 62 by electing Supplemental SBP (SSBP).

Retirees who were eligible to retire before October 2, 1985 and whose divorce was finalized before November 30, 1989 need not elect SSBP, since their surviving former spouse will receive 55 percent of the base amount for as long as they remain eligible.

Annuities paid to former spouses of retirees who were not eligible to retire before October 2, 1985 will be reduced to 35 percent of the annuity base amount when they reach age 62 unless the retiree elects SSBP.

Former spouses of retirees who were eligible to retire before October 2, 1985 but whose divorce was not finalized until after November 30, 1989, will receive the most beneficial of either 55 percent of the base amount, less the Social Security Offset

(Continued)

**ITEM 2.** (Continued) reduction or 35 percent of the annuity base amount. SSBP is also a coverage option for this category but an election of SSBP results in the former spouse only getting a computation of 35 percent of the base amount, plus whatever SSBP percent is elected.

### SECTION II.

**ITEM 3.** Indicate member's marital status by marking appropriate block. If "Yes," complete 3.a. through 3.d.

a. Provide name of member's current spouse.

b. and c. Self-explanatory.

d. Provide member's current spouse's address, if different from the member's address. Enter "Same" if the member and spouse have the same correspondence address.

**ITEMS 4, 5, and 6.** Mark the block that reflects legal basis for coverage.

**ITEMS 7 and 8.** Self-explanatory.

**ITEM 9.** Enter date of divorce decree, or amendment requiring SBP.

**ITEM 10.** Mark the appropriate block. If "Yes," provide the date that member's former spouse remarried. Former spouse may remarry after age 55 and eligibility will not be affected. If former spouse remarries before age 55, coverage is suspended and premiums are not deducted from member's retired pay for the duration of that marriage. If former spouse's marriage ends by death, divorce, or annulment, coverage will resume. Retiree or former spouse must notify DFAS of any changes in former spouse's marital status, providing appropriate documentation.

**ITEM 11.** Retired members electing former spouse and child(ren) must list eligible children in this section. Only children resulting from the marriage of the member and the former spouse are covered in a former spouse and child(ren) election. The former spouse is the primary beneficiary; children receive an annuity only if the former spouse remarries before age 55 or dies. Indicate in block 11.e. if the child is incapable of self support and attach substantiating documentation, if available. Eligible children of retiring members should be listed in Block 25 of DD Form 2656.

**ITEM 12.** This block may be used for comments or additional information not covered in the form.

### SECTION III.

**ITEMS 13 through 16.** Self-explanatory.